AMENDED

№ 38513

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUL 9 1979

Returned to applicant for correction NOV 8 1979

Corrected application filed JAN 6 1980

Map filed JAN 7 1980

The applicant Rollin Southwell

117 R Street (Street and No. or P.O. Box No.), of Salt Lake City (City or Town),

Utah 84103 (State and Zip Code No.), hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) N/A

1. The source of the proposed appropriation is underground - well (Name of stream, lake or other source.)

2. The amount of water applied for is 5.4 second-feet (One second-foot equals 448.83 gals. per min.)

   (a) If stored in reservoir give number of acre-feet inapplicable acre-feet

3. The water to be used for irrigation (Irrigation, power, mining, manufacturing, domestic, or other use.)

4. If use is for:

   (a) Irrigation (state number of acres to be irrigated) 320 acres

   (b) Stockwater (state number and kinds of animals to be watered) N/A

   (c) Other use (describe fully under "No. 12. Remarks") N/A

   (d) Power:

      (1) Horsepower developed N/A

      (2) Point of return of water to stream N/A

5. The water is to be diverted from its source at the following point: NE¼ of SE¼, Section 25, Township 39 North, Range 60 East, Mount Diablo Base Meridian. Said point lies S 08° 45' 09" E, 7960.91 feet from the Southeast corner of Section 36, said Township.
   (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be stated.)

6. Place of use T39N, R60E, E½ Sec 25 Mt. Diablo Base Meridian, in Elko County, Nevada
   (Describe by legal subdivision, if on unsurveyed land it should be so stated.)

7. Use will begin about Jan. 1 (Day and Month) and end about Dec. 31 (Day and Month), of each year.

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) well with pipe to sprinkler

   State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works $90,000.00

10. Estimated time required to construct works 3 years

11. Estimated time required to complete the application to beneficial use 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Will be used for irrigation

Applicant Rollin Southwell

Bys/ Gayle Dean Hunt
Gayle Dean Hunt
2121 South State Street
Salt Lake City, Utah 84115

Compared lp/jw bc/bl

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ deny the same, subject to the following limitations and conditions:

Application denied on the grounds that to grant the application for irrigation purposes on lands that the applicant does not own or control and cannot demonstrate the ability to place the water to beneficial use, would not be in the public interest and welfare.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed ..... cubic feet per second

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

Proof of the application of water to beneficial use shall be filed on or before

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed
Completion of work filed
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Bk. Page
County Recorder

IN TESTIMONY WHEREOF, I PETER G. MORROS State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 28th day of FEBRUARY, A.D. 19 84

State Engineer

218 (Rev.)